

1644

Attorney Docket No. 3523 P 002



PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

NOV 22 2002

TECH CENTER 1600/2900

In Re U.S. Patent Application of )  
 Wilhelm Schwaeble and Robert Braidwood Sim )

Application No.: 09/316,163 )

Confirmation No. 7467 )

Filed: June 18, 2001 (CPA filing date) )

Examiner: Marianne DeBrino

Group Art Unit: 1644

For: COMPLEMENT INHIBITOR )

AMENDMENT TRANSMITTAL

Box Non-Fee Amendment  
 Commissioner For Patents  
 Washington, D.C. 20231

Transmitted herewith is an Amendment in the above-identified Application. Applicant is a small entity. A Statement was already filed. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply. The shortened statutory period of response expires on November 17, 2002. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time. The Commissioner is hereby authorized to charge any deficiencies in these fees to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

No additional fee for the Amendment is required.

				Small Entity		Other Than Small Entity	
	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	Rate	Additional Fee	Rate	Additional Fee
Total	21	- 35	= 0	x \$ 9	\$0	x \$ 18	\$0
Independent	4	- 6	= 0	x \$ 42	\$0	x \$ 84	\$0
First Presentation of Multiple Dependent Claims				x \$ 140	\$0	x \$ 280	\$0
TOTAL ADDITIONAL FEE						\$0	

Attorney Docket No. 3523 P 002  
Application No. 09/316,163  
Page 2

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

X Any filing fees under 37 C.F.R. 1.16 for the presentation of extra Claims.

Respectfully submitted,

Date: November 15, 2002 By: Judie D. Dziezak  
Judie D. Dziezak, Reg. No. 40,599  
Wallenstein & Wagner, Ltd.  
311 S. Wacker Drive, 53rd Floor  
Chicago, Illinois 60606-6630  
312.554.3300

---

**CERTIFICATE OF MAILING (37 C.F.R. § 1.8a)**

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Box Non-Fee Amendment, Commissioner For Patents, Washington, D.C. 20231 on November 15, 2002.

Kathleen Rundquist  
Kathleen Rundquist/161692.1

Attorney Docket No. 3523 P 002



#21/F  
gnd  
12-20-02  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
NOV 22 2002  
TECH CENTER 1600/2900

In Re U.S. Patent Application of  
Wilhelm Schwaeble and Robert Braidwood Sim

Application No.: 09/316,163

Confirmation No. 7467

Filed: June 18, 2001 (CPA filing date)

For: COMPLEMENT INHIBITOR

)  
)  
)  
) Examiner: Marianne DeBrinó  
)  
) Group Art Unit: 1644  
)  
)

Box Non-Fee Amendment  
Commissioner For Patents  
Washington, D.C. 20231

**RESPONSE TO OFFICE ACTION  
OF OCTOBER 17, 2002**

Dear Sir:

Applicants respectfully submit this Amendment in response to the Office Action of October 17, 2002, having a statutory period for response set to expire on November 17, 2002. This Amendment is being filed within such time.

**AMENDMENT**

**In the Claims**

Please amend claim 2 by substituting the following amended claim. Appended to this Response is a marked-up version showing the particular amendments made.

- F1
2. (Amended) A molecule comprising complement control protein modules 1-4, 1-5 or 1-6 of complement factor H.